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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

On April 27, 2006

TOWNSEND and TOWNSEND and CREW LLP

By: Sylvia Chernold

PATENT

Attorney Docket No.: 021735-000400US

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:

Craig Weissman et al.

Application No.: 10/669,523

Filed: September 23, 2003

For: QUERY OPTIMIZATION IN A  
MULTI-TENANT DATABASE  
SYSTEM

Customer No.: 20350

Confirmation No. 5140

Examiner: Khanh B. Pham

Technology Center/Art Unit: 2166

DECLARATION UNDER 37 C.F.R. 1.131

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

We, Craig Weissman, Dave Moellenhoff, Simon Wong and Paul Nakada, each hereby declare and state as follows:

1. We, Craig Weissman, Dave Moellenhoff, Simon Wong and Paul Nakada (hereinafter "the SFDC inventors"), are joint inventors of the subject matter recited in all pending claims of the above-entitled application.

2. All the work described in this declaration was performed in the United States of America.

3. Prior to August 29, 2003, the SFDC inventors conceived the subject matter of the inventions described in the pending claims in the United States of America.

4. From before August 29, 2003 to September 23, 2003, the SFDC inventors and Mr. Gerald T. Gray, a patent attorney at Townsend and Townsend and Crew and attorney of record of the above identified application, diligently worked towards filing a patent application in the U.S. Patent and Trademark Office as evidenced by Attachment 1, which is a portion of the billing records showing Mr. Gray's work for the above-referenced patent application.


5. Attachment 1 shows that Mr. Gray had begun drafting the application prior to August 29, 2003, and that he had sent us a draft application for review on August 19, 2003, prior to August 29, 2005.

6. Attachment 1 also shows that Mr. Gray worked 8 days, inclusive, between August 19, 2003 and September 23, 2003, logging 10.7 hours for this matter, including revising the application per comments the SFDC inventors had provided on the draft application.

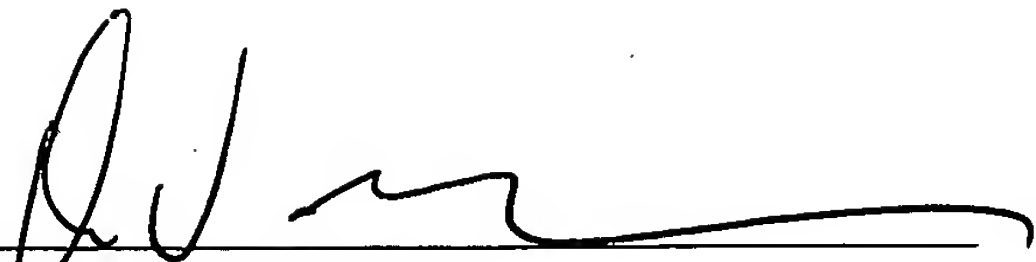
7. On September 23, 2003, the application describing the SFDC inventors' inventions was filed in the U.S. Patent and Trademark Office. Attachment 1 reflects that Mr. Gray worked 1.4 hours on September 23, 2003 to prepare and file the application and an Information Disclosure Statement (IDS).

8. We each declare, individually, that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements, and the like, so made are punishable by a fine or imprisonment, or both, under §1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

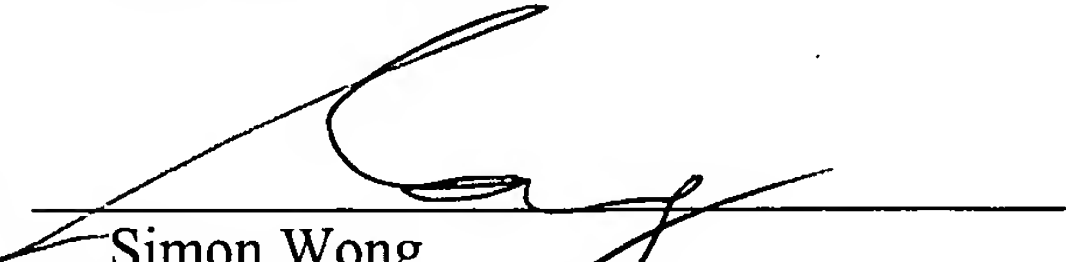
Date: 9/20/06

By:   
Craig Weissman

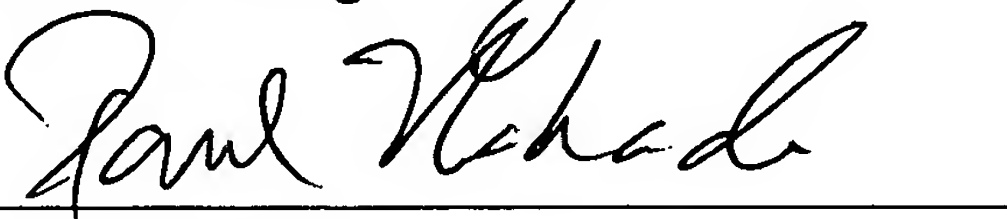
Date: 4/20/06

By:   
Dave Moellenhoff

Date: 4/20/06

By:   
Simon Wong

Date: 4/20/06

By:   
Paul Nakada

Enclosures:  
Attachment 1

60746548 v1



Timesheet for Gray, Gerald T. (0292)  
Printed 01/06/2006 at 09:19 am Page 1

Filter : Client : 021735 Matter : 000400

Date Worked : 08/16/2003  
Client : 021735 SalesForce.com, Inc.  
Matter : 000400 021 Multi-Tenant Database  
Timekeeper : 0292  
Hours : 2.40 B  
Location : 05 Walnut Creek  
Dollar Amt :

**Status :** **Released : Sep 3 2003 10:06AM**

Continue preparing application: revise application and claims. Revise drawings.

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Date Worked : 08/18/2003  
Client : 021735 SalesForce.com, Inc.  
Matter : 000400 021 Multi-Tenant Database  
Timekeeper : 0292  
Hours : 1.80 B  
Location : 05 Walnut Creek  
Dollar Amt :

**Status :** **Released : Sep 3 2003 10:06AM**

Continue preparing application: revise detailed description and summary sections.

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Date Worked : 08/19/2003  
Client : 021735 SalesForce.com, Inc.  
Matter : 000400 021 Multi-Tenant Database  
Timekeeper : 0292  
Hours : 1.40 B  
Location : 05 Walnut Creek  
Dollar Amt :

**Status :** **Released : Sep 3 2003 8:36AM**

Revise application. Scan drawings. Transmit draft application to inventor for review.

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Date Worked : 08/22/2003  
Client : 021735 SalesForce.com, Inc.  
Matter : 000400 021 Multi-Tenant Database  
Timekeeper : 0292  
Hours : 0.40 B  
Location : 05 Walnut Creek  
Dollar Amt :

Timesheet for Gray, Gerald T. (0292)  
Printed 01/06/2006 at 09:19 am Page 2

Filter : Client : 021735 Matter : 000400

**Status :**

**Released : Sep 3 2003 8:39AM**

Identify potential prior art references for inclusion in IDS.

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Date Worked : 08/29/2003  
Client : 021735 SalesForce.com, Inc.  
Matter : 000400 021 Multi-Tenant Database  
Timekeeper : 0292  
Hours : 3.20 B  
Location : 05 Walnut Creek  
Dollar Amt :

**Status :**

**Released : Sep 3 2003 10:06AM**

Revise application per inventor comments. Draft and revise new claims.

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Date Worked : 09/02/2003  
Client : 021735 SalesForce.com, Inc.  
Matter : 000400 021 Multi-Tenant Database  
Timekeeper : 0292  
Hours : 0.40 B  
Location : 05 Walnut Creek  
Dollar Amt :

**Status :**

**Released : Sep 3 2003 10:05AM**

Revise application and claims. Transmit same to client for review.

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Date Worked : 09/11/2003  
Client : 021735 SalesForce.com, Inc.  
Matter : 000400 021 Multi-Tenant Database  
Timekeeper : 0292  
Hours : 0.80 B  
Location : 05 Walnut Creek  
Dollar Amt :

**Status :**

**Released : Oct 2 2003 9:46AM**

Communications with client. Revise application per client's suggestions.

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Date Worked : 09/12/2003  
Client : 021735 SalesForce.com, Inc.  
Matter : 000400 021 Multi-Tenant Database

Timesheet for Gray, Gerald T. (0292)  
Printed 01/06/2006 at 09:19 am Page 3

Filter : Client : 021735 Matter : 000400

Timekeeper : 0292  
Hours : 0.70 B  
Location : 05 Walnut Creek  
Dollar Amt :

**Status :** **Released : Oct 2 2003 9:47AM**

Client correspondence. Attempt to contact inventors. Prepare formal papers. Revise application with inventor address information.

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Date Worked : 09/16/2003  
Client : 021735 SalesForce.com, Inc.  
Matter : 000400 021 Multi-Tenant Database  
Timekeeper : 0292  
Hours : 0.60 B  
Location : 05 Walnut Creek  
Dollar Amt :

**Status :** **Released : Oct 2 2003 9:51AM**

Review and revise formal papers. Client correspondence enclosing same and copy of application to client for execution by inventors; as well as instructions for order of execution of documents..

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Date Worked : 09/23/2003  
Client : 021735 SalesForce.com, Inc.  
Matter : 000400 021 Multi-Tenant Database  
Timekeeper : 0292  
Hours : 1.40 B  
Location : 05 Walnut Creek  
Dollar Amt :

**Status :** **Released : Oct 2 2003 9:59AM**

Review file. Review executed formal papers received from client. Prepare and revise IDS. Attend to filing application with executed formal papers and IDS.

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Grand Total : 10 Entries. Hours : 13.10

End of Report

Time for Gray, Gerald T. (0292) for August, 2003  
 Printed Friday 01/06/2006 at 09:18 am

Sun	Mon	Tue	Wed	Thu	Fri	Sat
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3	4	5	6	7	8	9
10	11	12	13	14	15	16 2.4 R
17	18 1.8 R	19 1.4 R	20	21	22 0.4 R	23
24	25	26	27	28	29 3.2 R	30
31						

Billable : 9.20  
 Non-Billable : 0.00  
 Released : 9.20  
 Un-Released : 0.00  
 Total : 9.20

Time for Gray, Gerald T. (0292) for September, 2003  
 Printed Friday 01/06/2006 at 09:18 am

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7	8	9	10	11 0.8 R	12 0.7 R	13
14	15	16 0.6 R	17	18	19	20
21	22	23 1.4 R	24	25	26	27
28	29	30				

Billable : 3.90  
 Non-Billable : 0.00  
 Released : 3.90  
 Un-Released : 0.00  
 Total : 3.90